

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

No. CR 03-00213 WHA

Plaintiff,

v.

OLIVER HILSENATH,

Defendant.

**ORDER VACATING  
EVIDENTIARY HEARING ON  
JUNE 16, 2008, AND SETTING  
NEW HEARING RE DNA  
COLLECTION**

The evidentiary hearing on June 16, 2008, was set to evaluate whether defendant Oliver Hilsenrath's beliefs were religious and sincerely held. The government does not challenge defendant's assertion that his beliefs regarding DNA collection are sincerely held. The evidentiary hearing set for June 16, 2008, is unnecessary and is therefore **VACATED**. In the meantime, defendant has also moved to set a separate schedule to respond to the government's supplemental opposition. This request is **GRANTED**. Defendant's response to the government's supplemental opposition to defendant's motion to enjoin collecting DNA on RFRA grounds is due on **JUNE 19, 2008**. The hearing for this matter is set for **MONDAY, JUNE 30, 2008, AT 11:00 AM**.

**IT IS SO ORDERED.**

Dated: June 11, 2008.

  
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WILLIAM ALSUP  
UNITED STATES DISTRICT JUDGE